IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 5TH JULY 2006 / 14TH ASHADA 1928

Bail Appl..No. 3803 of 2006()

CRMP.1507/2006 of J.M.F.C., SASTHAMCOTTA
C.R.NO.65/2005 OF SASTHAMCOTTA EXCISE RANGE

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PETITIONER/ACCUSED

KRISHNA PILLAI, S/O. GOPINATHAN PILLAI,
CHANDRATHIL VEEDU, KOTTAMKULANGARA MURI,
CHAVARA VILLAGE, KOLLAM DISTRICT.

BY ADV. SRI.C.RAJENDRAN

RESPONDENTS: COMPLAINANT

THE STATE OF KERALA, REP. BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.T.K.KUNHABDULLA

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

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B.A. No. 3803 of 2006

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Dated this the 5th day of July, 2006

O R D E R

The petitioner was arrested on 05/05/2006 while the petitioner was driving a Mahindra Pick-up Van bearing registration No.KL-2 R.9725, which collided with an another K.S.R.T.C bus, along the Sasthamcotta-Chavara public road, at Vilamukku junction. It was found that the pick-up van contained 1750 litres of spirit and the petitioner was transporting the same. The Excise Range Inspector of Sasthamcotta registered C.R.No.65/2005 under Sections 8(1) and 8(2) and 67B of the Abkari Act. Hence this application for bail.

2. I heard the learned counsel for the petitioner as well as the learned Public Prosecutor.

3. In the facts and circumstances of this case, I allow the application, grant bail to the petitioner and release him from jail, imposing the following conditions:-

i. The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties each for

the like sum, to the satisfaction of the J.F.C.M, Sasthamkotta.

ii. The petitioner shall report before the Investigating Officer, once in a week, on every Saturday, between 10 a.m and 11 a.m, for a period of two months, starting from 08/07/2006 and thereafter, on the first working day of every month, on same timings, till the final report is filed.

iii. The petitioner shall not leave the State of Kerala, until the final trial and disposal of the sessions case.

(J.M.JAMES)
Judge

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